

(14)  
No. 93-1121-CFX  
Status: GRANTED

Title: Ed Plaut, et ux., et al., Petitioners  
v.  
Spendthrift Farm, Inc., et al.

Docketed:  
January 11, 1994

Court: United States Court of Appeals for  
the Sixth Circuit

Counsel for petitioner: Trimble, J. Montjoy

Counsel for respondent: Ward, Richard C., Burns Jr., James E.,  
Colson, Guy R., Miller Jr., Harry B., Johnson, William  
E., Craig, L. Clifford, Edward, David, Solicitor  
General, Friedman, Barry, Olson, Theodore B.

Entry	Date	Note	Proceedings and Orders
1	Jan 11 1994	G	Petition for writ of certiorari filed.
4	Feb 11 1994		Brief of respondents Gibson, Dunn & Crutcher and Francis M. Wheat in opposition filed.
5	Feb 11 1994		Brief of respondents Spendthrift Farm, Inc. in opposition filed.
2	Feb 14 1994		Brief of respondent United States filed.
3	Feb 16 1994		DISTRIBUTED. March 4, 1994 (Page 14)
6	May 23 1994		REDISTRIBUTED. May 27, 1994 (Page 14)
8	May 31 1994		REDISTRIBUTED. June 3, 1994 (Page 14)
9	Jun 6 1994		Petition GRANTED. limited to the following question: "Whether Section 27A(b) of the Securities Exchange Act of 1934, 15 U.S.C. Section 78aa-1, to the extent that it purports to require reinstatement of Section 10(b) actions dismissed with prejudice pursuant to judgments that became final prior to the enactment of Section 27A(b), contravenes the separation-of-powers doctrine or the Fifth Amendment Due Process Clause of the United States Constitution." *****
10	Jul 19 1994	G	Motion of National Association of Securities and Commercial Law Attorneys for leave to file a brief as amicus curiae filed.
11	Jul 21 1994	G	Motion of Pacific Mutual Life Insurance Co. for leave to file a brief as amicus curiae filed.
13	Jul 21 1994		Brief of petitioners Ed Plaut, et al. filed.
14	Jul 21 1994		Joint appendix filed.
15	Jul 21 1994		Brief of respondent United States filed.
19	Jul 21 1994	G	Motion of Michael B. Dashjian for leave to file a brief as amicus curiae filed.
16	Jul 28 1994	G	Motion of the Solicitor General for divided argument filed.
18	Aug 2 1994		Order extending time to file brief of respondent on the merits until September 9, 1994.
20	Sep 9 1994		Brief of respondents Spendthrift Farm, Inc., et al. filed.
21	Sep 9 1994		LODGING consisting of ten copies of the district court's unpublished order in Gilbertson v. Leasing Consultants Assocs., No. 86-1369-RE (D.Or. Feb.6, 1992.) received from counsel for the respondents.
22	Sep 9 1994	G	Motion of Washington Legal Foundation for leave to file

Entry	Date	Note	Proceedings and Orders
23	Sep 26 1994		a brief as amicus curiae filed. Motion of National Association of Securities and Commercial Law Attorneys for leave to file a brief as amicus curiae GRANTED.
24	Sep 26 1994		Motion of Pacific Mutual Life Insurance Co. for leave to file a brief as amicus curiae GRANTED.
25	Sep 26 1994		Motion of Michael B. Dashjian for leave to file a brief as amicus curiae GRANTED.
26	Sep 26 1994		Motion of the Solicitor General for divided argument GRANTED.
27	Sep 30 1994		CIRCULATED.
28	Oct 7 1994		SET FOR ARGUMENT WEDNESDAY, NOVEMBER 30, 1994. (2ND CASE).
29	Oct 11 1994		Motion of Washington Legal Foundation for leave to file a brief as amicus curiae GRANTED.
30	Oct 11 1994	G	Application (A94-254) to extend the time to file a reply brief from October 12, 1994 to October 26, 1994 by petitioners Ed Plaut, et ux., et al., submitted to Justice Stevens.
31	Oct 12 1994		Application (A94-254) granted by Justice Stevens extending the time to file until October 26, 1994.
32	Oct 26 1994	X	Reply brief of petitioners filed.
33	Nov 17 1994		Record filed.
		*	Original record proceedings United States District Court for the Eastern District of Kentucky (2 BOXES)
34	Nov 18 1994		Record filed.
		*	Partial record proceedings United States Court of Appeals for the Sixth Circuit (BOX)
35	Nov 30 1994		ARGUED.